THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.26150 OF 2005

Dated: 08-12-2005

Between

T. John Prakash, s/o. Prakasam, Occ: State General Secretary, Lok Janashakthi Party, R/o. 1-1-4(1), Mamidipalem, Ongole, Prakasam District.

...PETITIONER

AND

The District Collector, Ongole, Prakasam District and others.

...RESPONDENTS

ORDER:

Learned counsel for the petitioner submits that the petitioner filed WP.No.22798 of 2005 making certain allegations against the first respondent challenging her illegal administration and the same was dismissed by this Court on 24.10.2005. It is further submitted taking into consideration the filing of the said writ petition, under the oral instruction issued by the respondents 1 and 2, the third respondent is threatening to arrest the petitioner and is illegally interfering with the personal life and liberty of the petitioner.

If there is any complaint either by the respondents 1 and 2 or by any person against the petitioner it is always open for the third respondent to register the case and investigate the same, but without there being any report/complaint against the petitioner the third respondent cannot interfere with the personal and liberty of the petitioner.

Having regard to the facts and circumstances of the case,

the writ petition is disposed of directing the third respondent not to interfere with the life and liberty of the petitioner without there being any report/compliant alleging that the petitioner has committed a cognizable offence.

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V. ESWARAIAH, J

December 8, 2005

DSK